

The opinion in support of the decision being entered today is not binding precedent of the Board.

Filed by: Trial Section Merits Panel
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12 March 2002

Paper ~~24~~ 27

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE BOARD OF PATENT APPEALS
AND INTERFERENCES

W. FRENCH ANDERSON, R. MICHAEL BLAESE
and STEVEN A. ROSENBERG,

Junior Party,
(Patent 5,399,346),

v.

RICHARD SELDEN,

Senior Party
(Application 08/465,582),

Patent Interference 104,710 (McK)

Before: McKELVEY, Senior Administrative Patent Judge, and
GARDNER-LANE and MEDLEY, Administrative Patent Judges.

McKELVEY, Senior Administrative Patent Judge.

JUDGMENT PURSUANT TO 37 CFR § 1.662

Upon consideration of the REQUEST FOR ENTRY OF ADVERSE
JUDGMENT (Paper 33) filed by Seldon, it is

ORDERED that judgment on priority as to Count 1
(Paper 1, page 6), the sole count in the interference, is awarded
against senior party RICHARD SELDEN.

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AND INTERFERENCES

FURTHER ORDERED that senior party RICHARD SELDEN is not entitled to a patent containing claim 36 (corresponding to Count 1) of application 08/465,582, filed 5 June 1995.

FURTHER ORDERED that a copy of this paper shall be made of record in files of application 08/465,582 and U.S. Patent 5,399,346.

<i>m.c.K</i>)	
FRED E. McKELVEY, Senior)	
Administrative Patent Judge)	
<i>Sally Gardner-Lane</i>)	
SALLY GARDNER-LANE)	
Administrative Patent Judge)	
<i>Sally C. Medley</i>)	
SALLY C. MEDLEY)	
Administrative Patent Judge)	
)	BOARD OF PATENT
)	APPEALS AND
)	INTERFERENCES

103,710
cc (via First Class Mail)

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